Bill as Introduced

9march00.....3399h

HB 1172 – AS AMENDED BY THE HOUSE

2000 SESSION

00-2587
08/01

HOUSE BILL ***1172***

AN ACT providing staggered terms for agricultural advisory board members.

SPONSORS: Rep. Musler, Straf 6; Rep. Babson, Carr 5; Rep. Melcher, Hills 11; Rep. Messier, Hills 46

COMMITTEE: Environment and Agriculture

AMENDED ANALYSIS

This bill provides staggered terms for agricultural advisory board members, and specifies the order in which each board member's term expires.

This bill was requested by the department of agriculture, markets, and food.

Explanation: Matter added to current law appears in ***bold italics.***
Matter removed from current law appears [~~in brackets and struckthrough.~~]
Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.

HB 1172 – AS AMENDED BY THE HOUSE

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00-2587
08/01

STATE OF NEW HAMPSHIRE

In the Year of Our Lord Two Thousand

AN ACT providing staggered terms for agricultural advisory board members.

Be it Enacted by the Senate and House of Representatives in General Court convened:

1 Agricultural Advisory Board; Term of Office. Amend RSA 425:22, II to read as follows:

II. The term of office of members of the board shall be 5 years and until their successors are appointed and qualified. Vacancies shall be filled for the unexpired term only. ***However, beginning July 1, 2001, the terms of 2 members representing agriculture as provided in subparagraph I(a) and one member representing the industry interests as provided in subparagraphs I(b) – (f) shall expire each year. Initial terms for members representing agriculture shall expire in the year as follows: Belknap and Sullivan counties, 2002; Carroll and Strafford counties, 2003; Cheshire and Rockingham counties, 2004; Coos and Merrimack counties, 2005; and Grafton and Hillsborough counties, 2006. Initial terms for members representing industry interests shall expire in the year as follows: petroleum, 2002; food retailing, 2003; advertising, 2004; food distribution, 2005; and consumer, 2006.*** No board member shall be eligible for successive reappointment ***after 2004***. Appointments to the board shall be made by the governor with the advice and consent of the council on the basis of extensive experience and demonstrated ability and on a nonpartisan basis.

2 Reappointment of Board Members Serving as of the Effective Date of this Act. Members of the board serving as of the effective date of this act may be considered for reappointment for terms ending within 3 years of such date.

3 Effective Date. This act shall take effect 60 days after its passage.

Committee Minutes

Date: April 4, 2000
Time: 1:25 pm
Room: 101 LOB

The Senate Committee on Executive Departments Administration held a hearing on the following:

HB 1172 providing staggered terms for agricultural advisory board members.

Members of Committee present: Senator Cohen
Senator Francoeur
Senator Roberge

The Chair, Senator Burt Cohen, opened the hearing.

Senator Burton J. Cohen, D. 24: Open the hearing on HB 1172. Representative Melcher is the sponsor.

Representative Hal Melcher, Hillsboro, D. 11: Thank you Mr. Chairman. For the record my name is Hal Melcher representing the town of Wilton. This bill as it says provides staggered terms for agricultural advisory board members. Believe it or not the Agriculture and Environment Subcommittees went round and round about how to do this so that every serving member would have a fair shake at the time involved.

So that we wouldn't repeat and all that and we finally gave up and said Steve you do it. So that is what I am going to ask him to do right now. Explain why this is the right way to do it.

Senator Burton J. Cohen, D. 24: Excellent testimony. Any questions. Mr. Taylor welcome.

Steve Taylor: Thank you Mr. Chairman. My name is Steve Taylor. I am the Commissioner of Agriculture, Markets and Food. This is basically a housekeeping thing to fix a problem that came about back in 1995 when the organizing statute for the Department of Agriculture, Markets and Food was

put through. The departments generally reorganized. There had been an Agriculture Advisor Board to the department for at least 40 years as far as I can tell. It goes way way back.

It has been composed of 10 farms, one from each county. They terms were staggered so that 2 were appointed each year and there was a one term limit for each person that held a seat on the board. So that the board continuously renewed it's self. In the legislation in 1995 some how it got screwed up. So that when the Appointments Person in the Governors Office read the statute they took it to mean an entire new board was to be appointed at that time.

With that we ended up with a board that is all going to be turning over next year. That was never the intent to have it that way. So what this does is try to get us back to where we were before 1995 so that the terms are for 5 years, but they are staggered and then the counties continue to have their representation.

Each counties guaranteed representation, but the expiration dates are staggered over a 5 year span. The other part of the legislation back in 1995 expanded the board from 10 to 15 members to give some consumer input and also the regulated communities that interface with our department. Most specifically the food processors and the retailers and the petroleum industry.

We want those terms to be staggered as well. What this bill does is try to get us back to where we were and carry out the long standing practice of having this board have staggered terms and that it roles over on a continuous basis so there are fresh view points come forward all the time.

No fiscal impact guaranteed.

Senator Burton J. Cohen, D. 24: We always like to here that. Questions from the committee? Seeing none thank you very much. Anyone else wishing to speak to HB 1172? Seeing none we will close the hearing.

Respectfully Submitted
Zita-Maria Wescott
Committee Secretary

4-4-00

HB 1172 1:25pm

BC -

Melchi- rawa + Round

BC -

Steve - Commissioners
House Keeping
Held Seat on Board
Some Have got Screwed up.
took it to me
entire new Board
all turn over next year
get back before 1995
5 years but Staggered
over 5 yr Span.
Expan 10 to 15
Regulated Communities
Retailers petroleum
Staggered as well
go back when over.
Roles Over

No fiscal impact

BC -

Close Hearing

1:30pm

3.9 mm

Speakers

SENATE EXECUTIVE DEPTS. & ADMIN. COMMITTEE

Date 4-4-00 Time 1:20 pm Public Hearing On HB 1172

Appearing in FAVOR: (Please print) Please check box at left to speak.

Speaking?	Name	Address	Representing
☒	Steve Taylor	Dept of Ag Mrkts & Food	
☒	Rep Hal Melcher	1st & A Comm.	
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Appearing in OPPOSITION: (Please Print) Please check box at left to speak.

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Voting Sheets

Senate Executive Depts. & Admin. Committee
EXECUTIVE SESSION

HB 1172

Hearing date: 4-4-00 Room: 101

Motion of: DP

Made by Senator:			*Seconded by Senator:*		
	Cohen	☑		Cohen	☐
	Francoeur	☐		Francoeur	☑
	M. Brown	☐		M. Brown	☐
	D'Allesandro	☐		D'Allesandro	☐
	S. Larsen	☐		S. Larsen	☐
	S. Roberge	☑		S. Roberge	☐
	Trombly	☐		Trombly	☐

3-0

Committee Member	*Present*	*Vote*	*Reported out by*
Senator Burton J. Cohen, Chairman	☐	✓	—
Senator Gary Francoeur, Vice-Chair	☐	✓	
Senator Mary E. Brown	☐		
Senator Lou D. Allesandro	☐		
Senator Sylvia B. Larsen	☐		
Senator Sheila Roberge	☐	✓	
Senator Rick A. Trombly	☐		

*Amendments:

NOTES:

Committee Report

Date: April 4, 2000 Time: 1:25 pm

The Senate Committee on Executive Departments Administration held its hearing in Room 101 LOB, Concord, New Hampshire.

BILL NO.: HB 1172 TITLE: providing staggered terms for agricultural advisory board members.

Members of the Committee present: Senator Cohen
Senator Francoeur
Senator Roberge

Those appearing in favor:

Name and Address	Representing
See Attached.	

Those appearing in opposition:

Name and Address	Representing
See Attached.	

REPORT OF THE COMMITTEE:

- ☒ Ought to Pass
- ☐ Ought to Pass w/ Amendment
- ☐ Inexpedient to Legislate
- ☐ Rereferred
- ☐ Interim Study
- ☐ Continued Hearing
- ☐ Postponed Hearing

STATE OF NEW HAMPSHIRE

SENATE

REPORT OF THE COMMITTEE

Date:

THE COMMITTEE ON Executive Departments Administration

to which was referred House Bill 1172

AN ACT providing staggered terms for agricultural advisory board members.

VOTE: 3-0

Having considered the same, report the same without amendment and recommend that the bill: **OUGHT TO PASS.**

Senator Burt Cohen
For the Committee